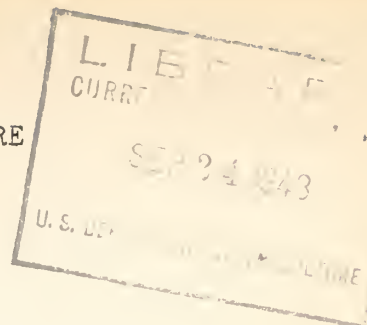


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UNITED STATES DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE
Washington, D. C.



CORRECTION TO FIELD MEMORANDUM
SCS #1093

September 4, 1943

TO ALL RANKING FIELD OFFICERS:

Attached is a corrected copy of Form SCS-606 to replace the form that was distributed with Field Memorandum 1093, dated August 2, 1943.

Edw. J. Groat

UNITED STATES DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

PROCEDURES APPLICABLE TO THE EXERCISE OF MINERAL RIGHTS ON
CERTAIN LANDS ADMINISTERED BY THE SOIL CONSERVATION
SERVICE PURSUANT TO TITLE III OF THE BANKHEAD-
JONES FARM TENANT ACT


These procedures shall apply to the extraction of minerals, oil, gas and other inorganic resources from lands administered by the Soil Conservation Service pursuant to Title III of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937, in cases where such minerals (a) were outstanding in third parties at the time of the transfer of the land to the United States; (b) were reserved by the vendor in a conveyance to the United States of land acquired with other than Title III funds; and (c) have been or shall be disposed of by the Secretary of the Interior pursuant to the mining or mineral leasing laws, and his stipulations or regulations are not in conflict with these procedures; if there is a conflict as to a particular provision, said stipulations or regulations shall prevail as to the provision involved.

All persons engaged in mineral operations as previously described are expected to comply with the following requirements:

1. Only so much of the surface of the land shall be used or disturbed as is necessary in the bona fide prospecting, mining, drilling, or manufacturing of the minerals. All buildings, camps, equipment, and other structures shall be removed from the land within 1 year from date of completion or abandonment of the operations. Upon the termination of operations, all mines and wells shall be properly and effectively sealed by the operator.
2. In underground operations all reasonable and usual provision shall be made for the support of the surface. If any damage is done to the land or any improvements thereon, the recorded owner of the mineral rights, or persons acting under authority from the recorded owner, shall restore the land to a serviceable or safe condition, or repair or replace the improvements damaged or destroyed, or pay to the United States a sum sufficient to reimburse the United States for the damage sustained.
3. All marketable timber and other timber products cut, destroyed, or damaged in prospecting, mining, drilling, or removing minerals, coal, oil, and gas, or in manufacturing products therefrom, and in the location and construction of buildings or works of any kind for use in connection therewith, shall be paid for at the usual rates charged in the locality for sales of similar timber and timber products. All slash resulting from such cutting or destruction shall be disposed of as directed by the Regional Conservator, or other duly authorized representative. In case timber or reproduction shall be unnecessarily cut, destroyed, or damaged, payment therefor shall be at double the usual rates charged in the locality for the sales of similar material, this being a provision for payment of liquidated damages.
4. All mining operators shall in all developments and operations make all reasonable provisions for the disposal of tailings, dumpage, and other deleterious materials or substances in such manner as to prevent obstruction, pollution, or deterioration of the land, streams, ponds, lakes, or springs.

(over)

5. Nothing herein contained shall be construed to exempt the operator or the mining operations from any requirements of the laws of the State in which situated; nor from compliance with or conformity to any requirements of any law or regulation now in force or which later may be enacted or promulgated, and which otherwise would be applicable; nor from any term, condition or stipulation to which as stated in the deed the reservation is subject.
6. While operations are in progress, the operators, contractors, subcontractors, and employees of contractors and subcontractors at work within the Government project area shall use due diligence in the prevention and suppression of fire and shall be responsible for any damage resulting from fires of which they are directly or indirectly the cause.


Acting Chief